

City of Arnold, Missouri

**Council Meeting
Council Chambers**

**November 1, 2012
7:00 p.m.**

Amended Agenda

1. Pledge of Allegiance:
2. Opening Prayer: Shiloh Outreach Center – Rev. Rick Wallace
3. Roll Call:
4. Acceptance of Minutes: **October 4, 2012 - October 18, 2012**
5. Acceptance of Warrants: **Payroll Warrant #1145 - General Warrant #5582**
6. Business From the Floor:
7. Ordinances:
 - A. **Bill No. 2528:** An Ordinance Amending Misdemeanor Penalties in the Code of Ordinances.
8. Resolutions:
 - A. **Resolution 12-57:** A Resolution Authorizing the City to Vacate a Portion of an Existing Sidewalk Easement.
 - B. **Resolution 12-58:** A Resolution Adopting Changes to the Personnel Policy.
 - C. **Resolution 12-59:** A Resolution Authorizing the City to Vacate Certain Right-Of-Way, Known as Madison Drive.
9. Motions:
10. New Business:
11. Old Business
12. Committee Reports:
13. Reports from Mayor and Council:
14. Administrative Reports:
15. Adjournment.

**Next Regular Council Meeting November 15, 2012 at 7:00 p.m.
Next Work Session Meeting November 8, 2012 at 7:00 p.m.**

Mayor Ron Counts called the meeting to order at 7:00 pm.

The Pledge of Allegiance was recited.

Rev. Rick Wallace of the Shiloh Outreach Center offered the opening prayer.

Those present per roll call taken by City Clerk Diane Waller: Mayor Counts, Freese, Kownacki, Moss, Borgelt, Lang, Hohmeier, Moritz, Amato, Chief Shockey, Waller, Holden, Lewis, Sweeney, Boone, Baker, Kroupa, and Hall.

ACCEPTANCE OF MINUTES:

Ken Moss made a motion and moved to accept the minutes of October 4, 2012 meeting if there were no errors, deletions, or corrections. Seconded by Cricky Lang. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; 8 yeas, **motion carried.**

Doris Borgelt questioned that she thought council had approved these minutes at the last meeting. City Clerk and Chief acknowledged they did but later it was determined those minutes were incomplete as every other page was missing. They were brought back tonight in entirety.

Doris Borgelt made a motion and moved to accept the minutes of the meeting of October 18, 2012. Seconded by Michelle Hohmeier.

Ms. Kownacki wanted a correction in the minutes amended to read blindsided. It was erroneously stated "blind sighted". Both Ms. Borgelt and Mrs. Hohmeier rescinded their respective motions and second. A new motion was offered by Ms. Borgelt **to approve the minutes as amended. Seconded by Mrs. Hohmeier.** Roll call vote: Freese, yes; Amato, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; 8 yeas, **motion carried.**

ACCEPTANCE OF WARRANTS:

City Clerk Diane Waller read Payroll Warrant #1145. **Cricky Lang made a motion and moved to pay Payroll Warrant #1145 in the amount of \$240,372.84** if the funds are available. Seconded by Doris Borgelt. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; 8 yeas, **Motion carried.**

City Clerk Diane Waller read General Warrant #5582. Bill Moritz **made a motion and moved to pay General Warrant #5582 in the amount of \$423,567.00 if monies are available.** Seconded by Cricky Lang. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; 8 yeas, **Motion carried.**

BUSINESS FROM THE FLOOR

Mayor explained the procedure to speak that is set by ordinance and the need to provide speaker cards.

Mr. Ron Simpson, 2945 Bee Tree Lane, identified himself as the owner of the commercial property at Jeffco and Church, adding he and another family member have had health issues, combined with other issues and have not been able to complete the process to remove all vehicles from the property. He reported there has been progress but needs another extension.

Michelle Hohmeier expressed she felt they were really working hard and feels we should give them another extension.

Bill Moritz agreed.

Sandra Kownacki expressed she would like to give another extension as they have good intentions and suggested possibly making this extension longer.

Bill Moritz disagreed and felt 30 days should be allowed, not a longer time.

Phil Amato expressed concerns, that as a city, we are setting precedent by all of these extensions. He asked Chief about enforcement.

Chief reiterated we have already given them 2 extensions plus the first 14 days but it is council decision. He added there is progress and police will support and enforce whatever is decided.

Mayor acknowledged he felt the consensus was to allow another 30 days.
Mr. Amato encouraged the Simpsons to get this done within the next 30 days.

Mr. Moss questioned if there should be a vote on this.

Attorney Sweeney preferred a vote, and stated it appears the Simpsons have well documented their efforts and have cooperated.

Ken Moss offered a **motion to allow an additional 30 day extension** and he so moved. Seconded by Michelle Hohmeier. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, no; 7 yeas, 1 nay, **Motion carried.**

Mr. John Hale, 2153 S. Arlene, shared he has been a resident here in the city since the 70's and acknowledged some complaints and also good things about Arnold. However, it was his opinion that a staff member should be let go because of an interaction he had with them during a recent trash concern incident. He was advised to see the City Administrator about this tomorrow.

Ms. Pat Bock, 2100 Water Color Drive, questioned when the Water Color Villas would be placed on the GPS. Some of the residents are having difficulty getting folks to their location.

ORDINANCES

BILL NO. 2528 – AN ORDINANCE AMENDING MISDEMEANOR PENALTIES IN THE CODE OF ORDINANCES was read twice by City Clerk Diane Waller. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; 8 yeas, **Ordinance passed.**

RESOLUTIONS

RESOLUTION NO. 12-57 – A RESOLUTION AUTHORIZING THE CITY TO VACATE A PORTION OF AN EXISTING SIDEWALK EASEMENT.

Bill Moritz offered a motion and so moved. Seconded by Michelle Hohmeier. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; 8 yeas, **Resolution passed.**

RESOLUTION NO. 12-58 – A RESOLUTION ADOPTING CHANGES TO THE PERSONNEL POLICY FOR CITY OF ARNOLD EMPLOYEES.

Bill Moritz offered a motion and so moved. Seconded by Cricky Lang. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, no; Moritz, yes; Amato, yes; 7 yeas, 1 nay, **Resolution passed.**

RESOLUTION NO. 12-59 – A RESOLUTION AUTHORIZING THE CITY TO VACATE CERTAIN RIGHT-OF-WAY KNOWN AS MADISON DRIVE was read.

Paul Freese stated he strongly urged the city to come up with a process for staff to have in place for this kind of activity. He added he would not be voting for this.

Cricky Lang offered a motion and so moved. Seconded by Doris Borgelt. Roll call vote: Freese, no; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, no; 6 yeas, 2 nays; **Resolution passed.**

MOTIONS

None

NEW BUSINESS

Ken Moss talked about a new drug, Zephrex-D and how it is reported that it cannot be converted into methamphetamine. He would like to discuss this drug in regards to our current ordinance and federal laws and would like this on a work session.

Mayor indicated we can do that at the next work session.

Michelle Hohmeier shared an idea she hopes to begin in January. She intends to hold “coffee with council” so that all residents will have an opportunity to talk and their voices will be heard. She indicated this will be similar to a Town Hall Meeting and this will be for all residents, not just Ward 2.

OLD BUSINESS

Ken Moss referred to a topic discussed two meetings ago where city was currently not going to enforce the hand bill ordinance. He would like this discussed at a work session.

Mayor acknowledged that would be okay.

Phil Amato referred to the last work session and the Citizens Utility board idea, indicating he has spoken about this via e-mail with Senator McKenna. Mr. Amato also asked for feedback from council.

Mr. Freese shared he was okay with this idea and also would like this to be discussed at a work session.

Mayor advised at this time, we don't need to do anything.

Michelle Hohmeier shared she had talked with Brenda Siegler in the Attorney General's office regarding Ken Moss's idea to have an agenda which identified what was to be talked about in a closed session. She reported Ms. Siegler was of the opinion; this could be a closed public document.

Doris Borgelt addressed the bill that city wants to take to the state legislature. She felt it added another layer of bureaucracy and cushions council from making decisions it should have been making all along.

COMMITTEE REPORTS

Treasurer Kroupa reported a few months ago he and Phil Amato attended a Jefferson County Economic Development meeting. The idea of a Business Incubator was discussed and a committee was formed (which he is on) to do research. They plan to hire someone with experience and try to get Jefferson County council to help fund a study.

REPORTS FROM MAYOR & COUNCIL

Mayor Ron Counts – Thanked and complimented Susie Boone and her staff for the great job and working with the Chamber to make the Trunk or Treat such a success. It was well attended.

He also mentioned Channel 4 had a positive piece on the Villas at Water Color. Resident Pat Bock did a great job showing off her villa.

Mayor thanked his wife and Mary for lobbying with him last night in regards to funding from the Missouri Housing Development Commission in anticipation for the new Richardson Ridge Villas.

Ward 4 – Sandra Kownacki – No Report

Ward 4 - Ken Moss – No Report

Ward 3 – Phil Amato –No Report

Ward 3 – Paul Freese – No Report

Ward 2 – Bill Moritz – No Report

Ward 2 - Michelle Hohmeier – No Report

Ward 1 - Cricky Lang – No Report

Ward 1 – Doris Borgelt – Questioned the Mayor, if we do not get the funding for the project (villas) does that mean we don't get the project? Mayor advised her that is probably correct.

ADMINISTRATIVE REPORTS

Treasurer Kroupa – No Report

Interim City Administrator/Chief Shockey – Congratulated Susie on a good job with the Trunk or Treat.

City Clerk Diane Waller – No Report

Susie Boone – No Report

Mary Holden – Indicated the city was working on a Safe Route to School application and she would need signatures of support from all the council tonight. She also added last night was great and the Mayor did a great job.

Bryson Baker – Reported he had met with the Judy Drive trustees and they are concerned that the city is not a participant. Questions and discussion followed among the council. Because of the opposition he felt that maybe city should be a part of this NID as it has happened in other cases. Mr. Baker recommended since we have property, we should be part of the NID.

Mr. Sweeney advised we are not obligated but city could become a part of this NID.

Sandra Kownacki offered a **motion to make the city part of the Judy Drive NID and pay our fair share**. Ken Moss seconded the motion. Roll call vote: Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes, 8 yeas. **Motion carried.**

Mr. Baker also provided an update on the roundabout and RFQ's for Melody Lane and Michigan Avenue.

Attorney Bob Sweeney - No Report

Deb Lewis – No Report

Greg Hall – Reported he had attended the Lagers Conference and was impressed; city's retirement plan is well funded and the new online system is complete.

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He also reported Gobble Run registration is open and encouraged everyone to participate or volunteer to help at the event.

A motion was offered by Bill Moritz to adjourn the meeting. Seconded by Michelle Hohmeier.

Voice Vote: all yeas.

Meeting adjourned at 7:51 pm.


City Clerk Diane Waller

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

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BILL NO - RESOLUTION - MOTION

	ROLL CALL	ACCEPT 10/04/12 MINUTES	ACCEPT 10/18/12 AMENDED MINUTES	ACCEPT PAYROLL WARRANT NO. 1145	ACCEPT GENERAL WARRANT NO. 5582	MOTION FOR ADDITIONAL 30 DAY EXTENSION TO JEFFCO AND CHURCH RD PROPERTY
COUNCIL MEMBERS:						
MAYOR <u>RON COUNTS</u>	PRESENT					
COUNCIL: <u>PAUL FREESE</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>SANDRA KOWNACKI</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>KEN MOSS</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>DORIS BORGELT</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>CRICKY LANG</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>MICHELLE HOHMEIER</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>BILL MORITZ</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>PHIL AMATO</u>	PRESENT	YES	YES	YES	YES	NO
INTERIM ADMINIS TRATOR/ CHIEF OF POLICE <u>BOB SHOCKEY</u>	PRESENT	PARKS DIR:		<u>SUSIE BOONE</u>	PRESENT	
CITY CLERK: <u>DIANE WALLER</u>	PRESENT	PUBLIC WORKS:		<u>BRYSON BAKER</u>	PRESENT	
COM DEV DIR: <u>MARY HOLDEN</u>	PRESENT	TREASURER:		<u>DAN KROUPA</u>	PRESENT	
FINANCE DIR: <u>DEBORAH LEWIS</u>	PRESENT	DIR. OF ADMIN.		<u>GREG HALL</u>	PRESENT	
CITY COUNSELOR <u>BOB SWEENEY</u>	PRESENT					

CITY OF ARNOLD, MISSOURI

ROLL CALL

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BILL NO - RESOLUTION - MOTION

	ACCEPT BILL NO. 2528	ACCEPT RESOLUTION NO. 12-57	ACCEPT RESOLUTION NO. 12-58	ACCEPT RESOLUTION NO. 12-59	MOTION FOR CITY TO PARTICIPATE IN JUDY DR NID	
COUNCIL MEMBERS:						
MAYOR <u>RON COUNTS</u>						
COUNCIL: <u>PAUL FREESE</u>	YES	YES	YES	NO	YES	
COUNCIL: <u>SANDRA KOWNACKI</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>KEN MOSS</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>DORIS BORGELT</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>CRICKY LANG</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>MICHELLE HOHMEIER</u>	YES	YES	NO	YES	YES	
COUNCIL: <u>BILL MORITZ</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>PHIL AMATO</u>	YES	YES	YES	NO	YES	
INTERIM ADMINIS TRATOR/ CHIEF OF POLICE BOB SHOCKEY						
CITY CLERK: DIANE WALLER						
COM DEV DIR: MARY HOLDEN						
FINANCE DIR: DEBORAH LEWIS						
CITY COUNSELOR BOB SWEENEY						
			PARKS DIR:	SUSIE BOONE		
			PUBLIC WORKS:	BRYSON BAKER		
			TREASURER:	DAN KROUPA		
			DIR. OF ADMIN.	GREG HALL		